

2005 OCT 27 PM 12:03

TX EASTERN-BEAUMONT

BY M Perry

Plaintiffs,

VS.

**BEAUMONT INDEPENDENT SCHOOL
DISTRICT AND DR. CARROL
THOMAS**

Defendants.

Civil Action No. 1:03CV787

JURY TRIAL DEMANDED

COLLECTIVE ACTION

PURSUANT TO 29 U.S.C. § 216(b)


Having considered the parties' Unopposed Motion to Dismiss and for Approval of Settlement and having determined that the Settlement Agreement is fair and in the best interests of the parties, it is **ORDERED, ADJUDGED, and DECREED**, that Defendant pay the settlement amount of \$850,000.00 within 15 days from the date of this Order, allocated as follows:

1. \$5,000.00 to be divided evenly amongst the named Plaintiffs;
2. \$7,500.00 to be divided evenly amongst the discovery Plaintiffs who provided depositions in this case;
3. \$545,000 shall be apportioned among the Plaintiffs in this case as follows:
 - a. Bus Drivers/Riders: \$264,000.00

- b. Teacher's Aides/Clerks: \$193,000.00
 - c. Maintenance/Custodians: \$50,000.00
 - d. Cafeteria Workers: \$35,000.00
 - e. Miscellaneous: \$3000.00
- 4. \$280,500.00 shall be paid to Plaintiffs' counsel for attorneys' fees;
 - 5. \$12,000.00 shall be paid to Plaintiffs' counsel for costs; and
 - 6. Those individuals receiving settlement funds shall sign a release of all FLSA claims against defendants, in a form prepared by defendants.

It is further **ORDERED, ADJUDGED, and DECREED** that all of the claims of the Named Plaintiffs and the Putative Class Members who opted-in this lawsuit, are hereby dismissed with prejudice. Except to the extent set forth above, costs are to be borne by the party incurring the same.

SIGNED this the 26th day of October, 2005 at Beaumont, Texas.


HONORABLE MARCIA CRONE
UNITED STATES DISTRICT JUDGE